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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/880,732	06/12/2001	Gary Bee	089498-0402	4949

20583 7590 02/03/2005

JONES DAY
222 EAST 41ST ST
NEW YORK, NY 10017

EXAMINER

JOHANNSEN, DIANA B

ART UNIT PAPER NUMBER

1634

DATE MAILED: 02/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Reply not fully responsive: drawing and sequence requirements.

1. Receipt is acknowledged of the proposed corrected drawings and the Sequence Listing filed October 25, 2004. However, the proposed drawings and Sequence Listing are not fully responsive to the prior Office Action because of the following omission(s) or matter(s): some sequences depicted in proposed Figures 6A and 6C are not correctly identified by sequence identifier. For example, the sequences in Figures 6A and 6C identified as SEQ ID NOS 12 and 51 do not correspond to the sequences in Applicant's Sequence Listing that are disclosed as being SEQ ID NOS 12 and 51. Accordingly, new Figures 6A and 6C are defective in that the Figures include mis-identified sequences. Further, Applicant is not in full compliance with the Sequence Rules (37 CFR § 1.821 through 1.825), because the specification recites sequences that lack description by the appropriate sequence identifier set forth in the "Sequence Listing" as required by 37 CFR § 1.821(d).
2. Accordingly, in response to this Notice, Applicant must provide either new corrected drawings, or a corrected Sequence Listing, or both (as needed to rectify the problem identified above). Applicant is advised to carefully review the sequences presented in both the Figures and the Sequence Listing so as to ensure that the sequence identifiers employed in the figures correspond to the correct sequence in the Sequence Listing, and further so as to ensure that no new matter is added to the figures and/or the Sequence Listing.
3. It is again noted that the Office action of December 18, 2003 stated that:

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A proper drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The correction to the drawings will not be held in abeyance.

It is further noted that, until Applicant files corrected drawings and/or a corrected Sequence Listing, Applicant will not be in full compliance with the Sequence Rules (37 CFR § 1.821 through 1.825), for the reasons stated above.

4. **In order to avoid abandonment**, the informalities noted above must now be corrected. See 37 CFR 1.111.

5. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Diana B. Johannsen whose telephone number is 571/272-0744. The examiner can normally be reached on Monday-Friday, 7:30 am-4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, W. Gary Jones can be reached at 571/272-0745. The fax phone number for the organization where this application or proceeding is assigned is 571/273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A handwritten signature in cursive script, reading "Diana B. Johannsen". The signature is written in dark ink and is positioned above the printed name and title.

Diana B. Johannsen
Primary Examiner
February 2, 2005